IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT :

THE HONOURABLE MR. JUSTICE M.N.KRISHNAN

WEDNESDAY, THE 6TH JUNE 2007 / 16TH JYAISHTA 1929

WP(C).No. 17186 of 2007(U)

OS.758/1996 OF PRL.SUB COURT,THRISSUR

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PETITIONERS:

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1. **V.RAJALEKSHMI,**
   D/O LATE VENKITESWARA IYER, 26, V.EAST STREET,
   KAMARAJ NAGAR, THIRUVANNAYUR, MADRAS-41.

2. **V.KANAKA RAMAN, W/O L.S.RAMAN &**
   D/O.LATE A.S.VENKATESWARA IYER, 26,
   V.EAST STREET, KAMARAJ NAGAR, THIRUVANNAYUR,
   MADRAS-41.

BY ADV. SRI.P.B.SAHASRANAMAN,
SRI.K.JAGADEESH,
SRI.T.S.HARIKUMAR.

RESPONDENTS:

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1. **C.V.BALASUBRAMANIAN,**
   S/O.LATE SRI.C.R.VENKITESWARA IYER AND LATE
   AMMINI AMMAL, NO.II, NAGATHAMMAL KOIL STREET,
   MADRAS-600 080, REP.BY ITS P/A HOLDER
   SRI.P.K.EASWARAN, NO.II, NAGATHAMMANKOIL STREET,
   EXTENSION, MADRAS- 600 083.

2. **P.K.GOPALAKRISHNAN, S/O.KRISHNA IYER,**
   V/19, T.C.NO.17/1265, VIVEKANANDA NAGAR,
   PANGODE, THIRUVANANTHAPURAM, REPRESENTED BY ITS
   P/A HOLDER SRI.P.K.EASWARAN, NO.II,
   NAGATHAMMANKOIL STREET, EXTENSION,
   MADRAS- 600 083.

W.P.(C). NO.17186/2007:

**3. P.K.SUBHALAKSHMI, D/O.ANNAPOORNI,
V/19, T.C.NO.17/1265, VIVEKANANDA NAGAR,
PANGODE, THIRUVANANTHAPURAM, REPRESENTED BY ITS
P/A HOLDER SRI.P.K.EASWARAN, NO.II,
NAGATHAMMANKOIL STREET, EXTENSION, MADRAS-600 083.**

BY

THIS WRIT PETITION (CIVIL) HAVING COME UP FOR ADMISSION ON 06/06/2007,THE COURT ON THE SAME DAY DELIVERED THE FOLLOWING:

M.N.KRISHNAN, J

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W.P.(C) No.17186 OF 2007

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Dated this the 6th day of June, 2007

JUDGMENT

This writ petition is filed to keep E.A.No.311 of 2006 in abeyance till the disposal of Exts.P1 to P3 and for a direction to dispose of Exts.P1 to P3 as early as possible. A final decree was passed in the case as early as on 20.9.2005. Now an application was filed to review that order by the second respondent with a petition to condone the delay of 512 days and also for a direction to remit the Commissioner's report. The present writ petitioners were party to the proceedings and with them on record a final decree has been passed in 2005 and it is that final decree which is put into execution. Therefore, I am not inclined to grant any order of stay or direction to keep the E.A.No.311 of 2006 pending, as prayed for in the writ petition. Since writ petitioners have filed Exts.P1 to P3 the court is bound to pass appropriate orders in that applications.

Therefore the writ petition is disposed of with a direction to the Sub Court, Thrissur to dispose of Exts.P1 to P3 as expeditiously as possible and not later than six weeks from today. I make it very clear that no stay is

granted in E.A.No.311/2006.

M.N.KRISHNAN, JUDGE

Cdp/-